

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

LEMOND CYCLING, INC.,

Plaintiff,

v.

TREK BICYCLE CORPORATION,

Defendant.

Civil No. 08-1010 (RHK-JSM)

**Trek's Consent Motion For Leave To
File An Amended Counterclaim And
Third-Party Complaint**

Defendant Trek Bicycle Corporation ("Trek"), by its attorneys Gass Weber Mullins LLC and Hallelund Lewis Nilan & Johnson, P.A., seeks an order pursuant to Federal Rule of Civil Procedure 15(a)(2) permitting Trek to file and serve the accompanying Amended Counterclaim and Third-Party Complaint against Plaintiff LeMond Cycling, Inc. ("LeMond") and Third-Party Defendant Greg LeMond. A redlined version of the proposed Amended Counterclaim and Third-Party Complaint accompanies this motion.

Counsel for LeMond and Greg LeMond have reviewed the proposed amended pleading and consent to its filing.

In accord with the Scheduling Order, and plaintiff's consent, Trek requests that the Court grant its Consent Motion For Leave To File An Amended Counterclaim and Third-Party Complaint.

Dated this 22nd day of September, 2008.

ATTORNEYS FOR DEFENDANT

GASS WEBER MULLINS, LLC

By: /s/ Ralph A. Weber _____

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